IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT CHANDIGARH

COCP No.903 of 2006
Date of decision: September 18, 2006.

Smt. Jitto Devi

...**Petitioner(s)**

v.

Shri N.K. Jain, IAS & Anr.

...**Respondent(s)**

Present: None for the petitioner.

Shri R.D. Sharma, Dy. Advocate General, Haryana
for the respondents.

Surya Kant, J. (Oral)

The petitioner filed CWP No.19924 of 2001 in which a direction to pay compensation to her on account of death of her minor child was sought. The aforesaid writ petition was allowed by this Court vide judgment dated 28.2.2006 with a direction to pay a compensation of Rs.1 lac to the petitioner along with interest @ 12% per annum from the date of occurrence i.e. 24.8.2001 till the date of payment.

Alleging non-compliance of the aforesaid order, this contempt petition has been filed.

In response to the show cause notice, Mr. K.C. Meena, IFS, District Forest Officer, Kaithal has filed his affidavit dated 16.9.2006, which is taken on record. As per the averments made in para 1 of the said affidavit, the petitioner has been paid a sum of Rs.1,59,000/-, which

includes interest @ 12% per annum for the period from 24.8.2001 till 24.7.2006. The aforesaid payment has been made to the petitioner on 12.9.2006 and a receipt executed by her to this effect has also been appended as Annexure R-1.

Though, in absolute compliance of the order dated 28.2.2006 passed by this Court, the petitioner would have been entitled to interest till the aforesaid cheque was delivered on 12.9.2006, however, having regard to the fact that the order passed by this court has been complied in its true letter and spirit, I do not deem it appropriate to continue with these proceedings, which are accordingly dropped.

Rule discharged.

September 18, 2006. [**Surya Kant**]
kadyan **Judge**